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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

GIOVANNI ELEAZAR PACO,

Defendant.

CASE NO. 2:23-CR-214-WBS

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: November 4, 2024
TIME: 9:00 a.m.
COURT: Hon. William B. Shubb

STIPULATION

1. This matter was set for status conference before the Honorable William B. Shubb on November 4, 2024. Time has been excluded through and including November 4, 2024.

2. By this stipulation, the parties request to continue the status conference to December 16, 2024, at 10:00 a.m., and to exclude time between November 4, 2024, and December 16, 2024, under Local Code T4.

3. The parties agree and stipulate, and request that the Court find the following:

a) The government has represented that the discovery associated with this case includes investigative reports and related documents in electronic form including over 4,698 pages of documents, numerous photographs, lab reports, criminal history reports, multiple video and audio recordings, and other material. All of this discovery has been either produced directly to counsel and/or made available for inspection.

1 b) Counsel for defendant desires additional time to consult with his client, review the
2 charges, conduct investigation and research related to the charges, review the discovery, discuss
3 potential resolutions with his client, prepare pretrial motions, and otherwise prepare for trial.

4 c) Counsel for defendant believes that failure to grant the above-requested
5 continuance would deny him the reasonable time necessary for effective preparation, taking into
6 account the exercise of due diligence.

7 d) The government does not object to the continuance.

8 e) Based on the above-stated findings, the ends of justice served by continuing the
9 case as requested outweigh the interest of the public and the defendant in a trial within the
10 original date prescribed by the Speedy Trial Act.

11 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
12 et seq., within which trial must commence, the time period of November 4, 2024 to December
13 16, 2024, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local
14 Code T4] because it results from a continuance granted by the Court at defendant's request on
15 the basis of the Court's finding that the ends of justice served by taking such action outweigh the
16 best interest of the public and the defendant in a speedy trial.

17 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
18 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
19 must commence.

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1 IT IS SO STIPULATED.

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3 Dated: October 29, 2024

Respectfully Submitted,

PHILLIP A. TALBERT
United States Attorney

5 By: /s/ DAVID W. SPENCER
6 DAVID W. SPENCER
Assistant United States Attorney


7
8 Dated: October 29, 2024

/s/ MICHAEL E. HANSEN
MICHAEL E. HANSEN
Counsel for Defendant
Jiovanni Eleazar Paco

10
11 **ORDER**

12 IT IS SO FOUND AND ORDERED.

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14 Dated: October 29, 2024


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE